



Atty. Dkt. No. 081356-0168

*AFB*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yasunori CHIBA et al.  
Title: NOVEL YEAST MUTANTS AND PROCESS  
FOR PRODUCING GLYCOPROTEIN  
CONTAINING MAMMALIAN TYPE  
SUGAR CHAIN  
Appl. No.: 10/049,887  
Filing Date: 09/20/2002  
Examiner: Yong D Pak  
Art Unit: 1652  
Confirmation 2894  
Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated February 8, 2006, finally rejecting Claims 88 and 92-94.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

07/31/2006 JADD01 00000000 10049887

01 FC:1401  
02 FC:1253

500.00 0P  
1020.00 0P

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$500.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,520.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,520.00

A credit card payment form in the amount of \$1,520.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date July 26, 2006

By 

FOLEY & LARDNER LLP  
 Washington Harbour  
 3000 K Street NW, Suite 500  
 Washington, D.C. 20007-5300  
 Telephone: (202) 672-5404  
 Facsimile: (202) 672-5399

Matthew E. Mulkeen  
 Attorney for Applicants  
 Registration No. 44,250